

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE COMPLAINT FILED)	ORDER GRANTING
BY LARRY AND JUDY COYLE, PIERRE,)	REQUEST TO ADD
SOUTH DAKOTA, AGAINST QWEST)	AMERICA'S TELE-
CORPORATION, TOUCH AMERICA)	NETWORK CORP. AS A
SERVICES, INC., WEBNET)	PARTY
COMMUNICATIONS, INC. AND AMERICA'S)	
TELE-NETWORK CORP. REGARDING)	CT01-019
UNAUTHORIZED SWITCHING OF SERVICES)	

On April 30, 2001, the Public Utilities Commission (Commission) received a complaint filed by Larry and Judy Coyle, Pierre, South Dakota (Complainants), against Qwest Corporation (Qwest), Touch America Services, Inc. (Touch America) and WebNet Communications, Inc. (WebNet) regarding unauthorized switching of services.

On May 1, 2001, the complaint was faxed to Qwest, Touch America and WebNet. Pursuant to ARSD 20:10:01:09, Qwest, Touch America and WebNet were notified that they must satisfy the complaint or file answers in writing with the Commission by May 21, 2001. On May 21, 2001, the Commission received an answer from Qwest. On June 5, 2001, Judy Coyle, one of the Complainants, filed a request to add America's Tele-Network Corp. as a party. On June 11, 2001, the Commission received an answer from Touch America. The Commission has not received an answer from WebNet to this complaint.

At its regularly scheduling meeting of June 19, 2001, the Commission considered this matter. America's Tele-Network Corp. did not appear at the meeting.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapters 1-26, 49-13, including 49-13-1 through 49-13-14, inclusive, and SDCL Chapter 49-31, including 49-31-3, 49-31-7, 49-31-7.1, 49-31-7.2, 49-31-7.3, 49-31-7.4, 49-31-10, 49-31-11, 49-31-38, 49-31-38.1, 49-31-38.2, 49-31-38.3, 49-31-89 through 49-31-97, inclusive, and ARSD Chapters 20:10:01 and 20:10:34.

The Commission voted to grant Complainant's request to add America's Tele-Network Corp. as a party. It is therefore

ORDERED, that America's Tele-Network Corp. shall be added as a party in the above captioned matter, and that the complaint shall be forwarded to America's Tele-Network Corp. and America's Tele-Network Corp. shall file with the Commission its answer in writing within twenty (20) days of service of this order.

Dated at Pierre, South Dakota, this 22nd day of June, 2001.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.

By: _____

Date: _____

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

JAMES A. BURG, Chairman

PAM NELSON, Commissioner

